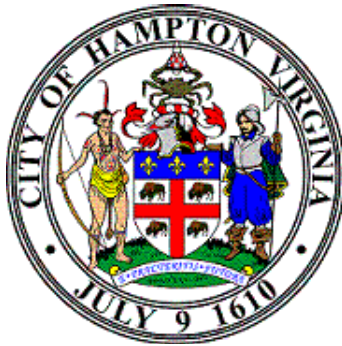


# City of Hampton, VA

22 Lincoln Street  
Hampton, VA 23669  
[www.hampton.gov](http://www.hampton.gov)



## Council Agenda

Wednesday, June 11, 2014

7:00 PM

Council Chambers, 8th Floor, City Hall

## City Council

*Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris  
Snead, Christopher G. Stuart, Donnie R. Tuck,  
George E. Wallace, Mayor*

### **Staff:**

*Mary Bunting, City Manager*

*Vanessa T. Valdejuli, City Attorney*

*Katherine K. Glass, CMC, Clerk of Council*

Last Published: 6/6/2014 6:00:04 PM

## **WELCOME TO THE HAMPTON CITY COUNCIL MEETING**

Because of the large number of matters that need consideration, the City Council has established a meeting format and certain guidelines for citizen participation. These help ensure that everyone who wishes to speak can do so, and that the Council can benefit from hearing as many different people as possible in the shortest time. From time to time, It may be in the public's interest to change the format and guidelines, and the Council can do so at its discretion without prior notice.

### **THE ORDER OF BUSINESS**

The Council generally conducts meetings in the following order:

- (1) Call to Order
- (2) Ceremonial Matters
- (3) Consent Agenda
- (4) Regular Business Agenda
- (5) Miscellaneous New Business
- (6) Adjournment

Agenda items are taken up one at a time in the order in which they are listed. Matters on the consent agenda are routine and are adopted by one motion without separate discussion. However, items can be moved from the consent agenda to the regular agenda upon request by a citizen or a member of the Council. Keep in mind that the agenda is for the convenience of the public and the Council, and that it can be altered by the Council at any time without prior notice when the Council considers it in the public's interest to do so.

### **CITIZENS ARE INVITED TO PARTICIPATE**

The City Council has adopted a three (3) minute time limit policy for individuals desiring to address issues before this body. If you wish to address the City Council, please sign in before the meeting on the sign-up sheet located in the rear of Council Chambers. Please include your name and the subject on which you wish to speak, including the docket number if it is an item on the agenda. If you wish to address Council on a non-agenda item, the permission of Council is necessary.

If you are with a group of people, you may want to have a spokesman or two present your position to the Council and have others in agreement recognized by standing. The Council will always try to hear everyone who wishes to speak on a subject, but sometimes discussion has to be limited due to time. If the previous speaker has stated your position, you may make that known by reference (for example, "I agree with the position stated by Mr. Jones and have nothing further to add"). Repetition of positions by more than one speaker often uses more time than necessary.

Speakers are generally limited to one appearance, although Council can allow exceptions at its discretion. If possible, you should speak from prepared remarks to the subject under discussion. Irrelevant comments use others' time and your own and detract from your statements on the matter being considered.

Meetings of the Council are formal proceedings, and all comments are recorded on tape and by stenographer. For that reason, you are requested not to speak from your seat or out of turn. When you are called by the presiding officer, please follow these steps:

- (1) Come forward to the speaker's podium.
- (2) State your name and address
- (3) State your conclusion and give facts and other data to back it up.
- (4) If you represent a group or organization, ask the others to rise and be recognized.
- (5) If you have a written statement, give it and other supportive material to the Clerk for the record.

The above guidelines are intended to encourage the greatest possible participation by citizens at Council meetings. They can be modified at any time by the Council at its discretion and without prior notice.

Thank you for taking your time to participate in the Council meeting. Good government depends on the interest and involvement of you and your fellow citizens. We invite you to return.

## CALL TO ORDER/ROLL CALL

## INVOCATION - Vice Mayor Curtis

## PLEDGE OF ALLEGIANCE TO FLAG

## MAYOR'S COMMENTS

## CONSENT AGENDA

### Consent Items

1. **14-0224** Approval of the minutes from the Hampton City Council public comment period of April 9, 2014, the special meeting (evening) of May 7, 2014,
2. **14-0247** Ordinance to Amend and Reenact Chapter 13.1 of the City Code of the City of Hampton, Virginia Entitled "Land Disturbing Operations," by Amending Section 13.1-6, Permit Application and Fee, to Comply with Chapter 33.2 of the City Code of the City of Hampton, Virginia Entitled "Stormwater Management Ordinance"
3. **14-0248** Ordinance to Amend and Reenact Chapter 33.2 of the City Code of the City of Hampton, Virginia Entitled "Stormwater Management Ordinance," by Amending Section 33.2-4, Definitions; Section 33.2-8, Exemptions; and Section 33.2-13, Technical Criteria for Regulated Land-Disturbing Activities
4. **14-0265** Resolution Authorizing the Amendment to Article III Of The Articles of Incorporation of the Peninsula Town Center Community Development Authority Entitled, "Members," To Permit Subsequent Staggered Terms
5. **14-0245** Resolution Authorizing The Execution Of A License Agreement Between Sharon Bowman- Griffin And The City Of Hampton, Giving The City The Right And License To Reproduce And Display The Poem Honoring Rupert L. Sargent, "A Hero's Song" In The Ruppert Sargent Building At 1 Franklin Street.
6. **14-0225** Resolution Authorizing an advance of \$2,462,500 to School Maintenance and Improvement Projects from the City's General Fund Unassigned Fund Balance to be returned to the General Fund Unassigned Fund Balance from the proceeds of the City's 2015 General Obligation Bond Series when issued.

7. **14-0235** Resolution Concerning City of Hampton Concurrence with School Division electing to pay the Virginia Retirement System Board-Certified Rate (in accordance with the 2014 Appropriation Act Item 468(H))
8. **14-0232** Resolution Concerning Virginia Retirement System Employer Contribution Rates for Counties, Cities, Towns, School Divisions and Other Political Subdivisions (In accordance with the 2014 Appropriation Act Item 468(H))
9. **14-0270** Resolution Authorizing the Transfer of \$250,000 from Capital Project-Short term Capital Initiatives Funds to Capital Projects Non-Departmental-Transfers to Hampton Redevelopment Authority Higher Valued Housing Incentive Grants Program to fund one of the city's high-valued housing strategic initiatives.
10. **14-0271** Resolution Authorizing the Transfer of \$200,000 from Capital Projects Fund Short-Term Capital Initiative to Capital Projects Aquatics Facility for the Conceptual Design and Costs Estimate of the Facility.
11. **14-0267** Resolution Authorizing the Transfer of \$200,000 From General Fund Non-Departmental to Capital Projects Fund to Construct Associated Docks and Piers, and to Purchase Boats in Support of the Development of a Community Sailing Center At Fort Monroe
12. **14-0262** Resolution Authorizing A \$500,000.00 Appropriation From The City's "General Fund Committed Fund Balance-Budget Savings Program" To The Capital Projects Fund "Time Accounting System Project"
13. **14-0249** Resolution Approving the Transfer of Funds from Old Buckroe Road Improvement that is Funded with VDOT Revenue Sharing Funds to North King Street Phase I
14. **14-0227** Resolution Accepting and Appropriating Donation Funds from the Undesignated Fund Balance to the Hampton Division of Fire & Rescue FY14 Budget for Donations Received from October 2012 to May 2014.
15. **14-0250** Resolution Accepting and Appropriating Funds for the Hampton Clean City Commission from the Department of Environmental Quality, Solid Waste Fund, Stormwater Fund and the General Fund.

16. **14-0251** Resolution Approving the City of Hampton, Virginia's Participation and Appropriation of Funds for the 2012 Tobacco Use Prevention for Children received from the Virginia Foundation of Healthy Youth.
17. **14-0252** Resolution Approving Participation and Appropriation by the City of Hampton, Virginia of the 2014-2015 Foster Grandparent Program through the Corporation for National and Community Service

## **PRESENTATIONS, PROCLAMATIONS, AWARDS**

## **PUBLIC HEARINGS**

### **Use Permit**

18. **14-0253** Use Permit Application No. 14-00007: Proposal by Felita Thomas, to operate a Day Care 3 for approximately 40 children at 915 N. King Street [LRSN 8000721].
19. **14-0254** Use Permit Application No. 14-00009: by Larry Curtis for live entertainment inside and outside Grandview Island Grill restaurant at 155 State Park Drive [LRSN 10000738].

### **Other Public Hearings**

20. **14-0258** Public Hearing and Vote on Recommended Fiscal Year 2015-2019 Capital Improvement Plan (CIP)

### **Ordinances**

21. **14-0234** Ordinance Approving the Vacation of a Portion of Right of Way Known as Martin Lane, Which is Located Between E. Pembroke Avenue and Old Point Lane, Comprising 3,472 Square Feet (0.080 Acre), More or Less
22. **14-0256** Ordinance Vacating a Surplus 60' Public Access and Utility Easement Containing 79,426± Square Feet or 1.83± Acres Located on Property Owned by the Economic Development Authority of the City of Hampton Near the Intersection of Floyd Thompson Boulevard and Research Drive and Designated as LRSNs 13003975 and 13003976.
23. **14-0257** Ordinance Vacating a Surplus Variable Width Utility Easement Containing 14,239± Square Feet or 0.327± Acres Located on Property Owned by the Economic Development Authority of the City of Hampton Near the Intersection of Floyd Thompson Boulevard and Research Drive and Designated as LRSN 13003975.

**Resolutions**

24. **14-0255** Resolution Authorizing Amendments to a Certain Perpetual, Non-exclusive Landscape Maintenance Easement Granted by the City Council Over Various Centerline Islands Located at Hampton Roads Center Central and South Campuses to the Hampton Roads Center Owners Association, Inc., in Order to Grant Additional Easements to Cover the Property Surrounding Four Monument Signs to Be Installed in City-Owned Right-of-Way.
25. **14-0266** Resolution to Authorize the Acquisition, by Negotiation or Condemnation, Pursuant to Section 25.1-100, Et Seq. of the Code of Virginia of 1950, As Amended, of an Easement From Parcel No. 040, Further Identified as 160 Saunders Road (LRSN 5001130) for the Saunders Road Widening Project

**GENERAL ITEMS****Appointments**

26. **14-0240** to consider appointments to the Grievance Board
27. **14-0241** to consider appointments to the 1619 Commission
28. **14-0243** to consider appointment to the Athletic Hall of Fame of the Lower Virginia Peninsula
29. **14-0244** to consider appointment to the Hampton Clean City Commission
30. **14-0261** to consider an appointment to the Board of Review of Real Estate Assessments
31. **14-0273** to consider an appointment to the Hampton Roads Regional Jail Authority
32. **14-0274** to consider an appointment to the Hampton Redevelopment and Housing Authority (HRHA)

**REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES****MISCELLANEOUS NEW BUSINESS****ADJOURNMENT**

**Contact Info:**

**Clerk of Council, 757-727-6315, [council@hampton.gov](mailto:council@hampton.gov)**